

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Laurie Keeling v Allen Dale Keeling**
Docket No. **289448**
L.C. No. **07-040009-DM**

William B. Murphy, Chief Judge, acting under MCR 7.203(F)(1), orders:

The claim of appeal is DISMISSED for lack of jurisdiction because it was not filed within 21 days of the October 24, 2008 judgment of divorce being appealed from. MCR 7.204(A)(1)(a). Notably, MCR 7.204(A)(1)(b) did not apply to allow appellant 21 days from the December 15, 2009 order denying appellant's objections to the proposed judgment of divorce to file a claim of appeal because the order denying those objections did not constitute an order denying a motion and, further, the objections were filed before the judgment of divorce was entered. At this time, appellant may seek to appeal the October 24, 2008 judgment of divorce by filing a delayed application for leave to appeal within 21 days of the date of this order. See MCR 7.205(F)(5).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JAN 26 2010

Date

Sandra Schultz Mengel
Chief Clerk